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February 6, 2004

Attorney Docket No.: 3PD-M-12544 US

Mail Stop Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Enclosed herewith for filing is a patent application, as follows:

Inventor(s): Adam M. Phelps

Title: Handling Link Failures In Remote Mirroring Applications Using Snapshots

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 This Transmittal Letter
 1 Page(s) Non-Publication Request
 8 Page(s) Specification including Claims and Abstract
 2 Sheet(s) of Drawings (Figs. 1. and 2)
 2 Page(s) Declaration For Patent Application and Power of Attorney
 Applicant(s) assert(s) entitlement to small entity status for the attached patent application

CLAIMS AS FILED

For	Number Filed	Number Extra	Rate	Basic Fee
Total Claims	7	-20	x \$ 9.00	\$ 385.00
Independent Claims	2	-3	x \$ 43.00	\$ 0.00
<input type="checkbox"/> Fee for Assignment Recordation				\$ 0.00

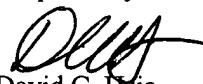
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Respectfully submitted,


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MODIFIED PTO/SB/35 (11-00)

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)	Inventor(s)	Adam M. Phelps
	Title	Handling Link Failures In Remote Mirroring Applications Using Snapshots
	Atty Docket Number	3PD-M-12544 US

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

February 6, 2004
Date



David C. Hsia
Attorney for Applicants
Reg. No.: 46,235

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**